

By: Tobey Palan
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CONSENT ORDER

TO PRACTICE RESPIRATORY
CARE IN THE STATE OF
NEW JERSEY

Respondent appeared before the Board on May 2, 2006, to discuss his positive drug test for marijuana. Respondent testified that he has been working in New Jersey as a respiratory therapist from in or about December 1989 through the present and has never

engaged in the use of illegal substances, including marijuana, except for the evening of February 26, 2006, which led to his testing positive for marijuana on or about March 3, 2006. The Board found Respondent's testimony to be honest and remorseful.

The parties being desirous of resolving this matter, and the Board finding that the within Consent Order is adequately protective of the public interest;

IT IS ON THIS 3rd DAY OF August 2006,
HEREBY ORDERED THAT:

1. Mr. DeWitt shall refrain from using any and all controlled substances or potentially addictive substances except as duly prescribed by a treating health care practitioner.

2. Mr. DeWitt shall undergo random directly witnessed urine monitoring testing for controlled substances (including marijuana) with a program pre-approved by the Board, a minimum of twice a month for three months, to begin within fifteen (15) days from the filing date of this Order, and if all of the tests are negative for controlled substances, Mr. DeWitt shall then undergo random directly witnessed urine monitoring testing for controlled substances, a minimum of once a month for the next three months. At the conclusion of a minimum of six months of random directly witnessed urine monitoring, assuming all tests are negative for

controlled substances, the urine monitoring will be automatically terminated. If Mr. DeWitt tests positive for any controlled substances, the Board has the discretion to modify and extend the monitoring requirements of this Order, and to take such other action as permitted by law.

3. Mr. DeWitt shall be responsible to ensure that Alltests International, LLC and any other pre-approved Board urine screening agency that he utilizes as a result of this Consent Order shall supply copies of all urine monitoring test reports every month beginning on the "filed" date of this Order to the Board.

4. Mr. DeWitt expressly waives any claim to privilege or confidentiality that he may have concerning reports and disclosures to the Board, and use by the Board of that information in license proceedings regarding him, including reports and disclosures by the urine monitoring program.

5. Mr. DeWitt hereby consents to the entry of an Order of automatic suspension of license without notice, upon the Board's receipt of any information which the Board in its sole discretion deems reliable that Mr. DeWitt has failed to comply with any of the conditions set forth above, any other provision of this Order, or any report of a confirmed positive urine for controlled substances.

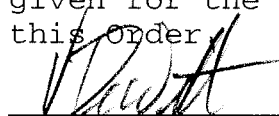
6. Mr. DeWitt shall have the right to apply for removal of the automatic suspension on five (5) days' notice but in such event shall be limited to a showing that the urine tested was not his or

was a false positive in the case of urine testing, or that other information submitted was false.

STATE BOARD OF RESPIRATORY CARE

By: _____
Kenneth Capek, President

I have read and understand
the within Order and agree
to be bound by the terms
therein. Consent is hereby
given for the Board to enter
this Order



Vance DeWitt

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Vance DeWitt